IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR.

JUDGMENT

Chatra Ram vs. The State of Rajasthan.

D.B.Cri. Revision Pet. No.1089/2006

Under Section 397/401 Cr.P.C. Against the judgment dated 24.09.05 passed by the Addl.Sessions Judge (Fast Track) , Balotra, Head Quarter at Barmer in Sessions Case No.112/2004 (Old No.41/2004).

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Date of Judgment: 18th July, 2007.

PRESENT

HON'BLE MR.JUSTICE BHAGWATI PRASAD
HON'BLE MR.JUSTICE RAGHUVENDRA S. RATHORE

Mr.Vipin Makkar for Mr.Sanjay Mathur for the appellant.
Mr.JPS.Choudhary, Public Prosecutor.

BY THE COURT :(PER HON.MR.BHAGWATI PRASAD,J.)-

This criminal revision has been filed by the petitioner against the order of acquittal passed by the trial court. No State appeal has been filed. In this criminal revision the petitioner has prayed to this court to pass an order of retrial. No case for retrial is

made out because the evidence which is given, is only of circumstantial nature, i.e., extra judicial confession , which has not been relied by the trial court, and we feel rightly so.

In that view of the matter, there is no force in this revision petition, the same is therefore dismissed.

(RAGHUVENDRA S.RATHORE),J. **(BHAGWATI PRASAD), J.**

L.George